IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
Civil Application No.1456 of 2006
In
Writ Petition No. 5113 of 2000

Shri Ganpat K. Kalokhe & ors. Applicants
Vs.
Shri Pratap Genu Agale & ors. Respondents

Mr.S.B.Deshmukh h/f. Mr.A.V.Anturkar for applicants.
Ms.S.V.Deshmukh for respondents.

CORAM: B.H.MARLAPALLE,J.

June 23, 2006.

P.C.

. Heard Mr.Deshmukh, the learned counsel for the applicants and Ms.Deshmukh, the learned counsel for the respondents.

. Writ Petition No.5113 of 2000 was admitted by this Court on 10/10/2000 and there was no order of interim relief. The order passed by the Tahsildar on 7/5/1990 was reversed in Tenancy Appeal NO.52 of 1990 which was allowed on 20/1/1992 and the said appellate order was confirmed by the learned Addl. District Judge as well as the MRT in Revision Application No.63 of 1992. The petitioners prayed for the order passed by the Tahsildar on 7/5/1990 to be confirmed by setting aside of the subsequent orders passed by the lower authorities and impugned in the petition.

. By this application filed by the original respondents in writ petition it has been pointed out that on the remand order passed by the Tenancy Appellate Tribunal, the Tahsildar has concluded the proceedings instituted under the Bombay Tenancy and Agricultural Lands Act, 1948 and final order has been passed under Section 32G(6) of the said Act on 4/2/2004. The applicants, therefore, state that nothing further survives in the challenge raised in the petition and, therefore, it deserves to be disposed as infructuous. The original petitioners have not filed any say so as to oppose this application and they do not dispute the fact that the ALT on remand has passed the final order as quoted hereinabove.

. Hence the application is allowed and Writ Petition No.5113 of 2000 is disposed as infrucutous.

Rule discharged with no order as to costs.

(B.H.MARLAPALLE,J.)